



COPY OF PAPERS
ORIGINAL FILED

10027801 . 09 Page 1 of 1

03ee

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/027,801	12/21/2001	Ronald V. Swanson	DIVER1490-5

28213
GARY CARY WARE & FRIENDENRICH LLP
4365 EXECUTIVE DRIVE
SUITE 1600
SAN DIEGO, CA 92121-2189



CONFIRMATION NO. 9464
FORMALITIES LETTER



Date Mailed: 05/31/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 05/10/2002 to the Notice to File Missing Parts (Notice) mailed 03/04/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- The signature of the following inventor(s) is missing from the oath or declaration:
Jay Short

*A copy of this notice **MUST** be returned with the reply.*

Yelena
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



COPY OF PARTS
ORIGINAL

10027801 . 090902

Attorney _____ Docket No.: 09010-105005

#12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ronald Swanson, et al. Art Unit : 1645
Serial No. : 10/027,801 Examiner : Unknown
Filed : December 21, 2001
Title : NUCLEIC ACIDS AND PROTEINS FROM CENARCHAEUM SYMBIOSUM

BOX MISSING PARTS

Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 U.S.C. §1.53(b) mailed March 4, 2002, originally responded to on May 10, 2002 (copy enclosed), applicant claims small entity status (see 37 CFR 1.27) and submits herewith the following:

- A Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;
- Other: Copy of Notice of Incomplete Reply
- Applicant hereby petitions under 37 C.F.R. §1.136 for a 4 month extension of time at a cost of \$720.

10/02/2002 MMAR01 00000016 061050 10027801

01 FC:218 720.00 CH

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

September 4, 2002

Date of Deposit

Jeanne Amour-Rice

Signature

Jeanne Amour-Rice

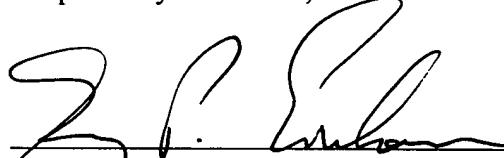
Typed or Printed Name of Person Signing Certificate

Applicant : Ronald Swanson
Serial No. : 10/027,801
Filed : December 21, 2001
Page : 2

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: Sept 4, 2002



Gregory P. Einhorn
Reg. No. 38,440

Fish & Richardson P.C.
4350 La Jolla Village Drive, Suite 500
San Diego, California 92122
Telephone: (858) 678-5070
Facsimile: (858) 678-5099